IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.91 OF 2005
IN
WRIT PETITION NO.1743 OF 1998

M/s.Simplex Concrete Piles (I) Ltd.& Anr... Petitioners
V/s
Union of India & Ors. ... Respondents

Mr.Y.K.Sharma i/by Ms.Rekha Panchal for Petitioners.
Mr.P.S.Jetly with Mr.Y.R.Mishra for Respondents.

CORAM: S.RADHAKRISHNAN &
J.P.DEVADHAR, JJ.

DATE : 24.02.2005.

P.C.:

1. Heard the learned Counsel for the parties. By this Notice of Motion, the Petitioners are seeking to recall our order dated 20.1.2005 whereby the Petition was dismissed in default. Perused the affidavit in support of the Notice of Motion. For the reasons stated therein, sufficient cause is made out for recalling the order of dismissal of the Petition. There is no case of inaction, negligence or want of bonafide on the part of the Petitioner. Hence, Notice of Motion is made absolute in terms of prayer clause (a).

2. Place the Petition on board on 24.3.2005

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